

transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division J, insert the following:

EXPENSES FOR UNITED STATES MERCHANT MARINE ACADEMY INFRASTRUCTURE

SEC. _____. For necessary expenses of activities authorized by law for the United States Merchant Marine Academy, \$611,026,400: *Provided*, That \$526,512,000 shall be provided for construction and contingency purchases, \$53,801,200 for design purchases, and \$30,713,200 for program management purchases regarding United States Merchant Marine Academy infrastructure improvement, which shall be used to recapitalize, maintain, and enhance the infrastructure of the United States Merchant Marine Academy.

SA 2193. Ms. ERNST (for herself and Mr. WICKER) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 2547, strike line 12 and all that follows through page 2548, line 7, and insert the following:

PROCUREMENT, CONSTRUCTION, IMPROVEMENTS, AND OPERATIONS AND SUPPORT

For an additional amount for "Procurement, Construction, Improvements, and Operations and Support", \$1,229,000,000, to remain available until September 30, 2026: *Provided*, That of the funds made available under this heading in this Act—

(1) \$131,500,000 shall be for housing, family support, safety, and training facilities, as described in the Coast Guard Fiscal Year 2022 Unfunded Priorities List submitted to Congress on June 29, 2021;

(2) \$158,000,000 shall be for shore construction addressing facility deficiencies, as described in the Coast Guard Fiscal Year 2022 Unfunded Priorities List submitted to Congress on June 29, 2021;

(3) \$19,500,000 shall be for shore construction supporting operational assets and maritime commerce, as described in the Coast Guard Fiscal Year 2022 Unfunded Priorities List submitted to Congress on June 29, 2021;

(4) \$120,000,000 shall be for construction and improvement of childcare development centers; and

(5) \$800,000,000 shall be for the remaining items on the Coast Guard Fiscal Year 2022 Unfunded Priorities List submitted to Congress on June 29, 2021 that are not described in paragraphs (1), (2), or (3):

On page 2697, strike lines 9 through 23 and insert the following:

For an additional amount for "Natural Gas Distribution Infrastructure Safety and Modernization Grant Program", \$200,000,000, to remain available until September 30, 2032 for the Secretary of Transportation to make competitive grants for the modernization of natural gas distribution pipelines: *Provided*, That \$40,000,000, to remain available until September 30, 2032, shall be made available for fiscal year 2022, \$40,000,000, to remain available until September 30, 2033, shall be made available for fiscal year 2023, \$40,000,000, to remain available until Sep-

tember 30, 2034, shall be made available for fiscal year 2024, \$40,000,000, to remain available until September 30, 2035, shall be made available for fiscal year 2025, and \$40,000,000, to remain available until September 30, 2036, shall be made available for fiscal

SA 2194. Ms. ERNST submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. METAL COMPOSITION OF CERTAIN COINS.

(a) IN GENERAL.—Section 5112(b) of title 31, United States Code, is amended—

(1) by inserting "(1)" after "(b)"; and

(2) by adding at the end the following:

"(2) Notwithstanding paragraph (1), the Secretary may prescribe a composition of materials in, and a construction of, the half dollar, quarter dollar, dime, or 5-cent coin that varies from the composition and construction required under that paragraph with respect to the coin (including by using different metals in the alloy for the coin than those required under that paragraph) if that action by the Secretary—

"(A) reduces the overall cost of minting the coin; and

"(B) does not affect—

"(i) the diameter and weight of the coin specified under subsection (a); or

"(ii) the functionality of the coin, including the electromagnetic signature with respect to the acceptance of the coin."

(b) TRANSFERS OF SAVINGS TO THE HIGHWAY TRUST FUND.—Section 9503(b) of the Internal Revenue Code of 1986 is amended by inserting after paragraph (2) the following new paragraph:

"(3) SAVINGS FROM METAL COMPOSITION OF COINS.—There are hereby appropriated to the Highway Trust Fund amounts equivalent to cost savings achieved as a result of alternation in the composition or construction of coins pursuant to section 5112(b)(2) of title 31, United States Code."

SA 2195. Ms. ERNST submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division I, insert the following:

SEC. _____. TERMINATION OF TAXPAYER FINANCING OF PRESIDENTIAL ELECTION CAMPAIGNS.

(a) TERMINATION OF DESIGNATION OF INCOME TAX PAYMENTS.—Section 6096 of the Internal Revenue Code of 1986 is amended by adding at the end the following new subsection:

"(d) TERMINATION.—This section shall not apply to taxable years beginning after December 31, 2020."

(b) TERMINATION OF FUND AND ACCOUNT.—

(1) TERMINATION OF PRESIDENTIAL ELECTION CAMPAIGN FUND.—

(A) IN GENERAL.—Chapter 95 of subtitle H of such Code is amended by adding at the end the following new section:

"SEC. 9013. TERMINATION.

"The provisions of this chapter shall not apply with respect to any Presidential election (or any Presidential nominating convention) after the date of the enactment of this section, or to any candidate in such an election."

(B) TRANSFER OF REMAINING FUNDS.—

(i) IN GENERAL.—Section 9006 of such Code is amended by adding at the end the following new subsection:

"(d) TRANSFER OF FUNDS REMAINING AFTER TERMINATION.—The Secretary shall transfer the amounts in the fund as of the date of the enactment of this subsection to the Highway Trust Fund."

(ii) CONFORMING AMENDMENT.—Section 9503(f) of such Code, as amended by section 80103, is amended by redesignating paragraph (12) as paragraph (13) and by inserting after paragraph (11) the following new paragraph:

"(12) TRANSFER OF AMOUNTS FROM PRESIDENTIAL ELECTION CAMPAIGN FUND.—There is hereby transferred to the Highway Trust Fund the amounts described in section 9006(d)."

(2) TERMINATION OF ACCOUNT.—Chapter 96 of subtitle H of such Code is amended by adding at the end the following new section:

"SEC. 9043. TERMINATION.

"The provisions of this chapter shall not apply to any candidate with respect to any Presidential election after the date of the enactment of this section."

(c) CLERICAL AMENDMENTS.—

(1) The table of sections for chapter 95 of subtitle H of such Code is amended by adding at the end the following new item:

"Sec. 9013. Termination."

(2) The table of sections for chapter 96 of subtitle H of such Code is amended by adding at the end the following new item:

"Sec. 9043. Termination."

SA 2196. Mr. BARRASSO submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title III of division D, add the following:

SEC. 4034 . AMERICAN CRITICAL MINERAL INDEPENDENCE.

(a) DEFINITIONS.—In this section:

(1) BYPRODUCT.—The term "byproduct" has the meaning given the term in section 7002(a) of the Energy Act of 2020 (30 U.S.C. 1606(a)).

(2) CRITICAL MINERAL.—The term "critical mineral" has the meaning given the term in section 7002(a) of the Energy Act of 2020 (30 U.S.C. 1606(a)), except that the term shall not exclude materials described in paragraph (3)(B)(iii) of that section.

(3) CRITICAL MINERAL PROJECT.—The term "critical mineral project" means a project—

(A) located on—

(i) a mining claim, millsite claim, or tunnel site claim for any locatable mineral;

(ii) land open to mineral entry; or

(iii) a Federal mineral lease; and

(B) for the purpose of producing a critical mineral, including—

(i) as a byproduct, or a product of a host mineral, or from tailings; or

(ii) through an exploration project with respect to which the presence of a byproduct is a reasonable expectation, based on known mineral companionship, geologic formation, mineralogy, or other factors.

(4) **LEAD AGENCY.**—The term “lead agency” means the agency with primary responsibility for issuing a mineral exploration or mine permit for a project.

(5) **MINERAL EXPLORATION OR MINE PERMIT.**—The term “mineral exploration or mine permit” means—

(A) an authorization of the Bureau of Land Management or the Forest Service, as applicable, for a premining activity that requires analysis under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

(B) a plan of operations issued by the Bureau of Land Management or the Forest Service; and

(C) a permit for a project located in an area for which a hardrock mineral permit or lease is available.

(6) **STATE.**—The term “State” means—

- (A) a State;
- (B) the District of Columbia;
- (C) the Commonwealth of Puerto Rico;
- (D) Guam;
- (E) American Samoa;
- (F) the Commonwealth of the Northern Mariana Islands; and
- (G) the United States Virgin Islands.

(b) **IMPROVING DOMESTIC PERMITTING PROCESSES.**—

(1) **IN GENERAL.**—Notwithstanding any other provision of law, and except with agreement of the project sponsor, the total period for all necessary Federal reviews and permit consideration for a critical mineral project on Federal land reasonably expected to produce critical minerals may not exceed—

(A) with respect to a project that requires an environmental assessment under section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)), 18 months; or

(B) with respect to a project that requires an environmental impact statement under that section, 24 months.

(2) **DETERMINATION UNDER NATIONAL ENVIRONMENTAL POLICY ACT.**—

(A) **IN GENERAL.**—To the extent that the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) applies to the issuance of any mineral exploration or mine permit relating to a critical mineral project, the lead agency may deem the requirements of that Act to be satisfied if the lead agency determines that a State or Federal agency acting under State or Federal law has addressed the following factors:

(i) The environmental impact of the action to be conducted under the permit.

(ii) Possible alternatives to issuance of the permit.

(iii) The relationship between long- and short-term uses of the local environment and the maintenance and enhancement of long-term productivity.

(iv) Any irreversible and irretrievable commitment of resources that would be involved in the proposed action.

(B) **PUBLICATION.**—The lead agency shall publish a determination under subparagraph (A) not later than 90 days after receipt of an application for the permit.

(C) **VERIFICATION.**—The lead agency shall publish a determination that the factors under subparagraph (A) have been sufficiently addressed and public participation has occurred with regard to any authorizing actions before issuing any mineral exploration or mine permit for a critical mineral project.

(3) **SCHEDULE FOR PERMITTING PROCESS.**—For any critical mineral project for which the lead agency cannot make the determination described in paragraph (2)(A), at the request of a project sponsor, the lead agency, cooperating agencies, and any other agencies involved with the mineral exploration or mine permitting process shall enter into an agreement with the project sponsor that sets time limits for each part of the permitting process, including—

(A) the decision on whether to prepare an environmental impact statement or similar analysis required under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

(B) a determination of the scope of any environmental impact statement or similar analysis required under that Act;

(C) the scope of, and schedule for, the baseline studies required to prepare an environmental impact statement or similar analysis required under that Act;

(D) preparation of any draft environmental impact statement or similar analysis required under that Act;

(E) preparation of a final environmental impact statement or similar analysis required under that Act;

(F) any consultations required under applicable law;

(G) submission and review of any comments required under applicable law;

(H) publication of any public notices required under applicable law; and

(I) any final or interim decisions.

(4) **CONSIDERATIONS.**—In carrying out this subsection, the lead agency shall consider deferring to, and relying on, baseline data, analyses, and reviews performed by State agencies with jurisdiction over the proposed critical mineral project.

(5) **MEMORANDUM OF AGREEMENT.**—The lead agency with respect to a critical mineral project on Federal land, in consultation with any other Federal agency with jurisdiction over the critical mineral project, shall, on request of the project sponsor, a State or local government, an Indian Tribe, or another entity the lead agency determines appropriate, establish a memorandum of agreement with the project sponsor, a State or local government, an Indian Tribe, or another entity the lead agency determines appropriate to carry out the activities described in this subsection.

(6) **ADDRESSING PUBLIC COMMENTS.**—As part of the review process of a critical mineral project under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), the lead agency may not address any agency or public comments that were not submitted—

(A) during a public comment period or consultation period provided during the permitting process; or

(B) as otherwise required by law.

SA 2197. Mr. BARRASSO submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title III of division D, add the following:

SEC. 40324. HA-LEU FOR ADVANCED NUCLEAR REACTORS.

Section 2001 of the Energy Act of 2020 (42 U.S.C. 16281) is amended—

(1) in subsection (a)—

(A) in paragraph (2)—

(i) in subparagraph (D)—

(I) in clause (v)(III), by adding “or” after the semicolon at the end;

(II) by striking clause (vi); and

(III) by redesignating clause (vii) as clause (vi); and

(ii) in subparagraph (E), by striking “for domestic commercial use” and inserting “to meet the needs of commercial, government, academic, and international entities”; and

(B) by redesignating paragraphs (6) and (7) as paragraphs (8) and (6), respectively, and moving the paragraphs so as to appear in numerical order;

(2) in subsection (b)(2)—

(A) by striking “subsection (a)(1)” each place it appears and inserting “subsection (b)(1)”; and

(B) in subparagraph (B)(viii), by striking “subsection (a)(2)(F)” and inserting “subsection (b)(2)(F)”; and

(C) in subparagraph (D)(vi), by striking “subsection (a)(2)(A)” and inserting “subsection (b)(2)(A)”; and

(3) in subsection (c)—

(A) by redesignating paragraphs (1) through (5) as subparagraphs (A) through (E), respectively, and indenting appropriately; and

(B) in the matter preceding subparagraph (A) (as so redesignated)—

(i) by striking “There are” and inserting the following:

“(7) **AUTHORIZATION OF APPROPRIATIONS.**—There are”; and

(ii) by striking “in this section” and inserting “under this subsection”; and

(4) in subsection (d)—

(A) by redesignating paragraphs (1) through (6) as paragraphs (2), (3), (5), (6), (7), and (8), respectively;

(B) by inserting before paragraph (2) (as so redesignated) the following:

“(1) **ADVANCED NUCLEAR REACTOR.**—The term ‘advanced nuclear reactor’ has the meaning given the term in section 951(b) of the Energy Policy Act of 2005 (42 U.S.C. 16271(b)).”; and

(C) by inserting after paragraph (3) (as so redesignated) the following:

“(4) **DEPARTMENT.**—The term ‘Department’ means the Department of Energy.”;

(5) by moving paragraph (7) of subsection (c) (as designated by paragraph (3)(B)(i)) so as to appear after paragraph (6) of subsection (a) (as redesignated by paragraph (1)(B));

(6) by striking subsection (c);

(7) by redesignating subsections (a), (b), and (d) as subsections (b), (g), and (a), respectively, and moving the subsections so as to appear in alphabetical order; and

(8) by inserting after subsection (b) (as so redesignated) the following:

“(c) **HA-LEU FOR ADVANCED NUCLEAR REACTOR DEMONSTRATION PROJECTS.**—

“(1) **ACTIVITIES.**—Not later than 30 days after the date of enactment of the Infrastructure Investment and Jobs Act, the Secretary shall initiate activities to make available HA-LEU, produced from inventories owned by the Department, for use by advanced nuclear reactors, with priority given to the awards made pursuant to the funding opportunity announcement of the Department numbered DE-FOA-0002271 for Pathway 1, Advanced Reactor Demonstrations, with additional HA-LEU to be made available to members of the consortium established under subsection (b)(2)(F), as available.

“(2) **OWNERSHIP.**—HA-LEU made available under this subsection—

“(A) shall remain the property of, and title shall remain with, the Department; and

“(B) shall not be subject to the requirements of section 3112(d)(2) and 3113 of the